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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	No. CR-08-324 DLJ
	)	
Plaintiff,	)	STIPULATION AND ORDER
	)	REGARDING WAIVER OF TIME
vs.	)	PROVISIONS 18 U.S.C. § 3161(b)
	)	
JAIME ESPINOZA-AMARILLAS,	)	
	)	
Defendant.	)	
_____	)	

IT IS HEREBY STIPULATED between the plaintiff through its attorney, Joshua Hill, and the defendant through his attorney, Colleen Martin, that time under the Speedy Trial Act, 18 U.S.C. § 3161, be excluded between December 5, 2008 and January 12, 2009. The parties last appeared before the Court on December 5, 2008 for the pre-trial conference. The Court informed the parties that the start of trial would be continued until January 12, 2009. The Court also raised a legal issue regarding burden of proof that may require additional briefing from the parties. Therefore, defendant's waiver of time is based on the need for continuity of counsel and

1 reasonable time necessary for effective preparation.

2 IT IS SO STIPULATED:

3 Dated: December 9, 2008

/s/ Colleen Martin

COLLEEN MARTIN

*Attorney for Defendant*

4  
5  
6 Dated: December 9, 2008

/s/ Joshua Hill

JOSHUA HILL

Assistant United States Attorney

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8  
9 **ORDER**

10 GOOD CAUSE HAVING BEEN SHOWN, it is hereby ordered that time limits under the  
11 Speedy Trial Act, 18 U.S.C. § 3161(b) are waived for the period beginning December 5, 2008  
12 and ending January 12, 2009.

13  
14 Dated: December 9, 2008

  
HONORABLE D. LOWELL JENSEN  
United States District Court Judge